



SOMERVILLE HOUSING AUTHORITY

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December 4, 2012

Muckrock News
Dept. MR 2230
Post Office Box 55819
Boston, MA 02205-5819

Dear Sir/Madam:

The Somerville Housing Authority (SHA) is in receipt of your correspondence received in this office on November 27, 2012 requesting public records.

Request # 1:

The SHA 2012 Annual Plan in accessible (not scanned-image .pdf) format.

ALTERNATIVELY: Please substitute the current inaccessible-format SHA online version - which is at: http://www.sha-web.org/documents/2012AnnualPlan_000.pdf - with an accessible document; and then, please send the url for that replacement document in your response to this request.

Response #1:

The SHA does not presently maintain the SHA 2012 Annual Plan in the requested format. The mandatory disclosure provision of the Public Records Law only applies to information that is in the custody of the SHA at the time the request is received. See G.L. c.4, s. 7(26); Op. See Att'y Gen.157, 165.(May 18, 1977) There is no obligation on behalf of the SHA to create a record for a requester. See A Guide to Massachusetts Public Records Law, p. 7. The SHA is presently investigating as to whether it can maintain the SHA 2012 Annual Plan in the requested format. Upon further request the SHA will provide the public record in the format in which it is presently maintained. You are hereby informed that you may appeal this determination by contacting the Supervisor of Records at the Division of Public Records at One Ashburton Place, Room 1719, Boston, Massachusetts.

Request #2:

Please send a complete listing of all physically accessible (per 24 CFR 983.192) PBV sites in Somerville, MA (including SHA-owned units), providing this info:

- a. exact location address and
- b. total PBV units by size(s).

Response #2:

The SHA does not maintain independent records relative to this but responds as follows:

- 1. One Capen Court, 20 one bedroom units as follows:

105, 106, 114, 115, 205, 206, 210, 211, 217, 218, 305, 306, 310, 311, 317, 318, 402, 403, 409, 410

- 2. 10 Charlestown Street #1 (2 bedroom)
- 3. 26 Merriam Street #2 (2 bedroom)

The SHA does not maintain records for city-wide PBV units.

Truly yours,

Joseph Macaluso
Executive Director